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Attorneys for Defendant  
CITY OF SAN DIEGO

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

ACHILLES D. CORELLEONE,

Plaintiff,

v.

STATE OF CALIFORNIA; CITY OF SAN  
DIEGO, CA; COUNTY OF SAN DIEGO, CA;  
JOHN DOES 1 THRU 5

Defendants.

Case No. 07cv2094 L (NLS)

**NOTICE OF MOTION AND MOTION TO  
DISMISS**

Date: April 28, 2008

Time: 10:30 AM

Courtroom: 14

Judge: M. James Lorenz

**TO: PLAINTIFF, ACHILLES D. CORELLEONE, AND TO HIS ATTORNEYS OF  
RECORD:**

PLEASE TAKE NOTICE that on April 28, 2008, at 10:30 a.m., or as soon  
thereafter as the matter may be heard in Courtroom 14 of the Honorable M. James  
Lorenz, in the above-entitled court, located at 940 Front Street, San Diego, California,  
Defendant, CITY OF SAN DIEGO, by and through its attorney of record, Kathryn A.  
Snyder, will move the Court to dismiss this action pursuant to the Federal Rules of Civil  
Procedure, Rules 8(a) (1) and (2), 10(b) and 12(b)(6).

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1 This motion will be based on this notice, the files and records in this case, and the  
2 accompanying Memorandum of Points and Authorities in support of this motion to  
3 dismiss.

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5 Dated: February 13, 2008

MICHAEL J. AGUIRRE, City Attorney

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7 By /s/ Kathryn A. Snyder  
8 KATHRYN A. SNYDER  
9 Deputy City Attorney

10 Attorneys for Defendant  
11 CITY OF SAN DIEGO  
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